

DENTONS US LLP  
1999 HARRISON STREET, SUITE 1300  
OAKLAND, CA 94612  
415 882 5000

1 ANDREW S. AZARMI (SBN 241407)  
andrew.azarmi@dentons.com  
2 DENTONS US LLP  
1999 Harrison Street  
3 Suite 1300  
Oakland, CA 94612  
4 Telephone: 415 882 5000  
Facsimile: 415 882 0300  
5

6 ANNE E. WADDELL (SBN 311388)  
anne.waddell@dentons.com  
DENTONS US LLP  
7 4675 MacArthur Court, Suite 1250  
Newport Beach, CA 92660  
8 Telephone: 949 732 3700  
Facsimile: 949 732 3739  
9

Attorneys for Defendants  
10 THE PRUDENTIAL INSURANCE COMPANY  
OF AMERICA, PRUCO LIFE INSURANCE COMPANY,  
11 and PRUCO LIFE INSURANCE COMPANY OF NEW JERSEY

12 UNITED STATES DISTRICT COURT  
13 EASTERN DISTRICT OF CALIFORNIA  
14 FRESNO DIVISION  
15

16 VALERIE NEPINSKY,

17 Plaintiff,

18 vs.

19 THE PRUDENTIAL INSURANCE  
20 COMPANY OF AMERICA; PRUCO LIFE  
INSURANCE COMPANY; PRUCO LIFE  
21 INSURANCE COMPANY OF NEW  
JERSEY; and DOES 1 through 20, inclusive,  
22 Defendants.  
23

Case No. 1:23-cv-01571-JLT-BAM

**JOINT STIPULATION FOR A  
CONTINUANCE AND ~~PROPOSED~~  
ORDER**

Hearing Date: December 6, 2023  
Hearing Time: 10:00 am  
Judge: Hon. Barbara A. McAuliffe

Date Action Filed: September 27, 2023  
Trial Date: None set

1 Plaintiff Valerie Nepinsky (“Nepinsky”) and Defendants The Prudential Insurance  
2 Company of America, Pruco Life Insurance Company, and Pruco Life Insurance Company of  
3 New Jersey (collectively, “Parties”), by and through counsel and pursuant to Federal Rule of  
4 Civil Procedure 6 and Local Rule 144, hereby stipulate to a one (1) week continuance of the  
5 December 6, 2023 hearing on Defendants’ Application for Relief due to CM/ECF Technical  
6 Failure (ECF No. 4) (“Application”). In support thereof, the Parties state:

7 WHEREAS, Defendants filed the Application on November 7, 2023;

8 WHEREAS, by Order on the Court’s own motion (ECF No. 7), the hearing date for  
9 Defendants’ Application is presently scheduled for December 6, 2023;

10 WHEREAS, the undersigned counsel for Defendants are unavailable to appear at the  
11 December 6, 2023 hearing due to work and client commitments;

12 WHEREAS, the stipulated continuance is not being sought for the purpose of delay but  
13 rather is being sought in good faith;

14 WHEREAS, there have been no previous requests for continuance in this matter;

15 WHEREAS, the requested continuance will not affect any other date in the case;

16 NOW, THEREFORE, the Parties agree and stipulate to the continuance of the hearing  
17 date on Prudential’s Application to December 13, 2023 or as soon thereafter the Court is  
18 available.

DENTONS US LLP  
1999 HARRISON STREET, SUITE 1300  
OAKLAND, CA 94612  
415 882 5000

IT IS SO STIPULATED:

LAW OFFICES OF  
PAUL J. O'ROURKE, JR.

Date: December 1, 2023

By: /s/ Paul J. O'Rourke, Jr.  
(as authorized on 12/1/23)  
Paul J. O'Rourke, Jr., Esq.  
Attorney for Plaintiff  
Valerie Nepinsky

DENTONS US LLP

Date: December 1, 2023

By: /s/ Andrew S. Azarmi  
Andrew S. Azarmi  
Anne E. Waddell  
Attorneys for Defendants  
The Prudential Insurance Company  
of America, Pruco Life Insurance  
Company, and Pruco Life Insurance  
Company of New Jersey

DENTONS US LLP  
ONE MARKET PLAZA  
SPEAR TOWER, 24TH FLOOR  
SAN FRANCISCO, CALIFORNIA 94105

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA  
FRESNO DIVISION

VALERIE NEPINSKY,

Plaintiff,

vs.

THE PRUDENTIAL INSURANCE  
COMPANY OF AMERICA; PRUCO LIFE  
INSURANCE COMPANY; PRUCO LIFE  
INSURANCE COMPANY OF NEW  
JERSEY; and DOES 1 through 20, inclusive,

Defendants.

Case No. 1:23-cv-01571-JLT-BAM

**~~PROPOSED~~ ORDER REGARDING  
STIPULATED CONTINUANCE**

Hearing Date: December 6, 2023

Hearing Time: 10:00 am

Judge: Hon. Barbara A. McAuliffe

New Hearing Date: December 19, 2023

New Hearing Time: 8:30 AM

Judge: Hon. Barbara A. McAuliffe

Courtroom: 8

Date Action Filed: September 27, 2023

Trial Date: None set

Upon consideration of the Parties' Joint Stipulation for Continuance (Doc. 11) and good cause appearing, it is hereby ORDERED that:

1. The hearing date on Defendants' Application for Relief (Doc. 4) is continued to **December 19, 2023, at 8:30 AM in Courtroom 8 (BAM) before Magistrate Judge**

**Barbara A. McAuliffe.** The parties shall appear at the hearing remotely with each party connecting either via Zoom video conference or Zoom telephone number. The parties will be provided with the Zoom ID and password by the Courtroom Deputy prior to the conference. The Zoom ID number and password are confidential and are not to be shared. Appropriate court attire required.

IT IS SO ORDERED.

Dated: **December 4, 2023**

/s/ Barbara A. McAuliffe  
UNITED STATES MAGISTRATE JUDGE